

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ST. PAUL MERCURY  
INSURANCE COMPANY

CASE NO.: **5:12-cv-05952-LHK**

Plaintiff(s),

v.

**STIPULATION AND ~~PROPOSED~~  
ORDER SELECTING ADR PROCESS**

AMERICAN SAFETY INDEMNITY  
COMPANY, et al.,

Defendant(s).

\_\_\_\_\_ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- ☐ Non-binding Arbitration (ADR L.R. 4)
- ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- ☐ Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

X Private ADR (*please identify process and provider*) Mediation – To be determined.

The parties agree to hold the ADR session by:

- ☐ the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.* )

X other requested deadline September 1, 2013

Dated: March 13, 2013

**THE AGUILERA LAW GROUP, APLC**

/s/ Scott La Salle

Scott La Salle, Esq.  
Attorneys for Plaintiff ST. PAUL MERCURY  
INSURANCE COMPANY

Dated: March 13, 2013

**TRENK DIPASQUALE**

/s/: Marc J. Derewetzky

Marc J. Derewetzky  
Attorneys for Defendants CHARTIS SPECIALTY  
INSURANCE COMPANY, GRANITE STATE  
INSURANCE COMPANY, LEXINGTON  
INSURANCE COMPANY, and NATIONAL  
UNION FIRE INSURANCE COMPANY OF  
PITTSBURGH, PA

Dated: March 13, 2013

**MUSICK, PEELER & GARRETT LLP**

/s/: Jennifer C. Kalvestran

Jennifer C. Kalvestran  
Attorneys for Defendant FIRST MERCURY  
INSURANCE COMPANY

Dated: March 13, 2013

**BLAU & ASSOCIATES, P.C.**

/s/: Ron Nelson

Ron Nelson  
Attorneys for Defendant CLARENDON  
AMERICA INSURANCE COMPANY

Dated: March 13, 2013

**WOLKIN & CURRAN, LLP**

/s/: David F. Myers

David F. Myers  
Attorneys for Defendant GEMINI INSURANCE  
COMPANY

Dated: March 13, 2013

**DUANE MORRIS LLP**

/s/: Terrance J. Evans

Terrence J. Evans  
Attorneys for Defendant GREAT AMERICAN  
INSURANCE COMPANY

Dated: March 13, 2013

**SMITH, SMITH & FEELEY, LLP**

/s/: John E. Feeley

John E. Feeley  
Lois Kim  
Attorneys for Defendant HARTFORD FIRE  
INSURANCE COMPANY

Dated: March 13, 2013

**HAIGHT, BROWN & BONESTEEL LLP**

/s/: Michael L. Leahy

Michael L. Leahy  
Jesse M. Sullivan  
Attorneys for Defendant INTERSTATE FIRE &  
CASUALTY COMPANY

Dated: March 13, 2013

**MURCHISON & CUMMING, LLP**

/s/: John H. Podesta

John H. Podesta  
Alicia Gurries  
Attorneys for Defendant IRONSHORE  
SPECIALTY INSURANCE COMPANY

Dated: March 13, 2013

**COLLIAU CARLUCCIO KEENER MORROW  
PETERSON & PARSONS**

/s/: Sherman C. Lee

Sherman C. Lee  
Attorney for Defendant VALLEY FORGE  
INSURANCE COMPANY

Dated: March 13, 2013

**GORDON & REES**

/s/: Steve B. Bitter

Steve B. Bitter  
Timothy P. Lindell  
Attorneys for Defendants NAVIGATORS  
INSURANCE COMPANY and NAVIGATORS  
SPECIALTY INSURANCE COMPANY (formerly  
known as NIC Insurance Company)

Dated: March 13, 2013

**GRIMM, VRANJES & GREER, LLP**

/s/: Matthew Morache

Matthew Morache  
Attorney for Defendant NORTH AMERICAN  
CAPACITY INSURANCE COMPANY

Dated: March 13, 2013

**BRANSON, BRINKOP, GRIFFITH &  
STRONG, LLP**

/s/: John R. Campo

John R. Campo

Attorneys for Defendants OLD REPUBLIC  
INSURANCE COMPANY and VIRGINIA  
SURETY COMPANY

Dated: March 13, 2013

**DE LA PEÑA & HOLIDAY**

/s/: Whitney F. O'Sullivan

Whitney F. O'Sullivan

Attorneys for Defendant PRAETORIAN  
INSURANCE COMPANY

**[PROPOSED] ORDER**

- ☒ The parties' stipulation is adopted and IT IS SO ORDERED.  
☐ The parties' stipulation is modified as follows, and IT IS SO ORDERED.

Dated: March 14, 2013



Hon. Lucy H. Koh  
UNITED STATES JUDGE

When filing this document in ECF, please be sure to use the appropriate Docket Event, e.g., "Stipulation and Proposed Order Selecting Mediation."